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FISCAL IMPACT STATEMENT

LS 6168

BILL NUMBER: SB 122

NOTE PREPARED: Nov 17, 2011

BILL AMENDED:

SUBJECT: Performance Contracts to Sing National Anthem.

FIRST AUTHOR: Sen. Becker

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill provides that all public schools, charter schools, schools receiving public scholarships, and institutions of higher education must enter into an agreement with any person or group performing the national anthem at any event sponsored by the school that is open to the public to ensure standards for the performance. It provides for enforcement measures and a fine for not meeting the standards set.

Effective Date: July 1, 2012.

Explanation of State Expenditures: The Department of Education, with input from the Higher Education Commission, is required to adopt rules concerning the standards and guidelines for the words of the national anthem and accompanying music for performances at school and university events. The rules shall also establish procedures to record any performance, maintain recording for two years, along with procedures for filing and adjudicating complaints. The Department should be able to adopt the rules within the existing budget.

The bill also requires a state educational institution to make a recording of any performance of the national anthem and keep the recording for two years. There could be some additional expense in making and storing the recording by the state educational institution, but the cost is probably minor.

Explanation of State Revenues: State universities could collect a fine of \$25 if the performance does not meet the standards for the performance of the national anthem. The amount of additional revenue is unknown, but probably minor.

Explanation of Local Expenditures: Local schools would be required to make a recording of any performance of the national anthem and keep the recording for two years. There could be some additional expense in making and storing the recording, but the cost is probably minor.

There are 408 schools that are members of the Indiana High School Athletic Association. The association governs 10 different sports for boys and girls, so there are several thousand school events each year where the national anthem is played at the start of the event, but in many cases the anthem is played from a recording.

Explanation of Local Revenues: Schools could collect a fine of \$25 if the performance does not meet the standards for the performance of the national anthem. The amount of additional revenue is unknown, but probably minor.

State Agencies Affected: Department of Education; State educational institutions.

Local Agencies Affected: Local schools.

Information Sources:

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